

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**Criminal Misc.No.M-38813 of 2016 (O&M)  
Date of Decision : 10<sup>th</sup> November, 2016**

Gaggar alias Gaggi

..... Petitioner

Versus

State of Haryana

..... Respondent

**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

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Present : Mr. Preetwinder Singh Dhaliwal, Advocate  
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana  
for the respondent(s)-State.

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**AJAY TEWARI, J. (Oral)**

Petitioner has preferred the instant petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.416 dated 19.07.2016, registered at Police Station Ratia, District Fatehabad, under Section 21 of the Narcotic Drugs & Psychotropic Substances Act, 1985.

Learned counsel for the petitioner states that the alleged recovery does not fall under commercial quantity and FSL report has not been received.

Learned State counsel states that he cannot comment about the issue whether recovery is under commercial quantity but accepted that FSL report has not been received.

In these circumstances, I deem it appropriate to release the petitioner on interim bail to the satisfaction of the trial Court with the direction to that Court to decide the issue of regular bail (and the issue as to

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whether the seizure is of commercial quantity), after receipt of the FSL report.

Accordingly, the instant petition stands disposed of.

**( AJAY TEWARI )**  
**JUDGE**

**10<sup>th</sup> November, 2016**  
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